

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jay D. Kranzler and Srinivas G. Rao

Serial No.: 10/028,547

Art Unit: 1614

Filed: December 19, 2001

Examiner: Rebecca Cook

For: *METHODS OF TREATING FIBROMYALGIA*Assistant Commissioner for Patents  
Washington, D.C. 20231

## DECLARATION UNDER 37 C.F.R. 1.131

Sir:

We, Jay D. Kranzler and Srinivas G. Rao, hereby declare that:

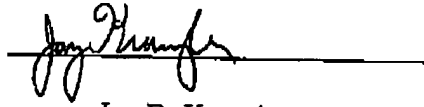
1. We are the inventors of the above-identified patent application.
2. We conceived of a method to treat fibromyalgia with a composition containing milnacipran as the sole active ingredient at least as early as August 2001, prior to October 2001, as demonstrated by the enclosed copy of the bills from our patent attorney dated August, September and October 2001, and the draft application we provided to the attorney, attached as Exhibits A, B, C and D.
3. We then diligently reduced to practice the claimed method of treatment of fibromyalgia by filing the parent of this application on November 5, 2001.
4. We declare that all statements made herein of our own knowledge and belief are true and that all statements made on information and belief are believed to be true, and further, that the statements are made with the knowledge that willful false statements are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such

U.S.S.N. 10/028,547

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DECLARATION UNDER 37 C.F.R. 1.131

willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Jay D. Kranzler

Date: March 7, 2003



Srinivas G. Rao

Date: March 7, 2003

ATL1 #567432 v1

# 医薬ジャーナル

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**特集1**

薬物代謝における遺伝多型と  
薬物療法

**特集2**

慢性疼痛と薬物療法

**特集3**

病原寄生虫の治療と薬剤

